

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

APR 3 1912

UNITED STATES OF AMERICA.

Plaintiff,

v.

Margarita DIAZ-Rios.

Defendant

Mag. Case Number: '07 MJ 2734

COMPLAINT FOR VIOLATION OF

DEPUTY

) Title 21, U.S.C., Sections 952 and 960

Importation of a Controlled Substance

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The undersigned complaint being duly sworn states:

On or about November 22, 2007, within the Southern District of California, Margarita DIAZ-Rios, did knowingly and intentionally import approximately 7.90 kilograms of Methamphetamine, a Schedule II Controlled Substance, into the United States from a place outside thereof; in violation of Title 21, United States Code, Sections 952 and 960.

And the complainant states that this complaint is based on the attached statement of facts, which is incorporated herein by reference.

SIGNATURE OF COMPLAINANT
SPECIAL AGENT
U.S. IMMIGRATION & CUSTOMS ENFORCEMENT

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THIS 26th DAY OF

MAGISTRATE JUDGE

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1
2 United States of America
3 VS.
4 Margarita DIAZ-Rios

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6 PROBABLE CAUSE STATEMENT

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8 I, Special Agent Kathleen Martell, declare under penalty perjury, the following is true
9 and correct:

10 On November 22, 2007, at approximately 8:04 A.M., Margarita DIAZ-Rios attempted to
11 enter the United States from Mexico at the San Ysidro Port of Entry, San Diego, California.
12 DIAZ-Rios, the driver, and her children, Manuel Isai ALCANTAR-Diaz (DOB: September 1,
13 2005) and Mauricio ALCANTAR-Diaz (DOB: August 27, 2007), were the occupants of a grey
14 2001 Honda Civic bearing Baja California, Mexico license BEJ3030. During a pre-primary
15 inspection of the vehicle, a Customs and Border Protection (CBP-CEO) Canine Enforcement
16 Officer utilized a Narcotic Detector Dog to screen the Honda Civic. The narcotic detector dog
17 alerted to the presence of a narcotic odor emitting from the vehicle. The CBP-CEO called via
18 radio for assistance from CBP Officers.

19
20 CBP Officers responded and received two negative Custom's declarations from DIAZ-
21 Rios. DIAZ-Rios stated she was going to Los Angeles to visit her aunt and that she purchased
22 the Honda Civic approximately two months ago in Tijuana, Mexico. Officers escorted the
23 vehicle to the secondary inspection area for further inspection.

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26 A CBP Officer was assigned to conduct a secondary inspection of the vehicle. During
27 the inspection, the CBP Officer noticed numerous packages concealed inside a specially built
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(6)

1 compartment under the rear seat of the vehicle. The CBP Officer probed one of the packages
2 and performed a presumptive test on the contents, which reacted positively for
3 methamphetamine. A total of fifteen (15) packages containing approximately 7.90 kilograms of
4 methamphetamine were found concealed in the vehicle and seized.

5
6 DIAZ-Rios was read her Miranda rights from a pre-printed form. DIAZ-Rios was
7 arrested and charged with violation of Title 21 USC 952, 960, Unlawful Importation of a
8 Controlled Substance, and was booked into the Metropolitan Correction Center, San Diego, CA.

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10
11 Executed on November 23, 2007 at 10:00 A.M.
12 
13 SPECIAL AGENT

14
15 On the basis of the facts presented in this probable cause statement consisting of 2 pages,
16 I find probable cause to believe the that the defendant(s) named in this probable cause statement
17 committed the offense on November 22, 2007, in violation of Title 21 USC 952 and 960
18 Unlawful Importation of a Controlled Substance.

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22 United States Magistrate Judge

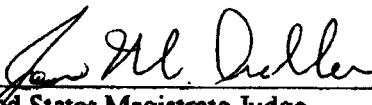
Date/Time

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21 
22 United States Magistrate Judge
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11/23/07 @ 10:43 a.m.
Date/Time